

## PATENT DOCKETING

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FEB 11 2002



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/003,021	11/14/2001	Joseph Manuel Fernandez	INVIT1140-3

Lisa A. Haile, J.D., Ph.D.  
GRAY CARY WARE & FREIDENRICH LLP  
Suite 1100  
4365 Executive Drive  
San Diego, CA 92121-2133



CONFIRMATION NO. 2174

FORMALITIES LETTER



\*OC00000007422324\*

Date Mailed: 02/05/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 870.

*A copy of this notice MUST be returned with the reply.*

*[Handwritten signature]*  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202  
PART 2 - COPY TO BE RETURNED WITH RESPONSE

05/16/2002 SFELEKE1 060000623 10063021  
01 FC:101  
02 FC:105  
740.00 OP  
130.00 OP

*LP*  
COPY OF PAPERS  
ORIGINALLY FILED



*\$AMP*

PATENT  
Attorney Docket No.: INVIT1140-3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Fernandez et al. Art Unit: Unassigned  
Application No.: 10/003,021 Examiner: Unassigned  
Filed: November 14, 2001  
Title: LIBRARIES OF EXPRESSIBLE GENE SEQUENCES

**BOX MISSING PARTS**  
Commissioner for Patents  
Washington, DC 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application mailed February 5, 2002, enclosed are:

1. One (1) copy of the Notice to File Missing Parts of Nonprovisional Application mailed February 5, 2002 (1 page);
2. Petition for One (1) Month Extension of Time;
3. Check No. 504407 in the amount of \$870.00 and Check No. 508153 in the amount of \$110.00; and
4. Return Receipt Postcard.

CERTIFICATION UNDER 37 CFR §1.8	
I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, <b>May 6, 2002</b> , in an envelope addressed to: Box MISSING PARTS, Commissioner for Patents, Washington, DC 20231.	
<b>Cecilia Tobin</b> (Name of Person Mailing Paper)	
<i>Cecilia Tobin</i> (Signature)	<b>May 6, 2002</b> (Date)

**COPY OF PAPERS  
ORIGINALLY FILED**

In re Application of:

Fernandez et al.

Application No.: 10/003,021

Filed: November 14, 2001

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**PATENT**

Attorney Docket No.: INVIT1140-3

Applicants claim **LARGE ENTITY** status in the above-identified application.

The filing fee has been calculated as follows.

	Number Filed		Number Extra	Rate		Fee	
				Small Entity	Large Entity	Small Entity	LARGE Entity
Total Claims	1 -20	=	0	X	\$09	\$18	= \$ .00 \$ .00
Independent Claims	1 -3	=	0	X	\$42	\$84	= \$ .00 \$ .00
Multiple Dependent Claims Presented:	Yes <input checked="" type="checkbox"/> No				\$140	\$280	\$ .00 \$ .00
					BASIC FEE		\$ 370.00 \$ 740.00
					SURCHARGE FEE		\$ 65.00 \$ 130.00
					TOTAL FEE		\$ .00 \$ 870.00

Enclosed is Check No. 504407 in the amount of \$870.00 and Check No. 508153 in the amount of \$110.00; which consists of \$740.00 for the filing fee and \$130.00 for the surcharge fee; and \$110.00 for the One (1) Month Extension of Time fee. The Commissioner is hereby authorized to charge any other fees that may be associated with this communication, or credit any overpayment to Deposit Account No. 50-1355. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: May 6, 2002



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